Docket No.: 3885-0109PUS1

(PATENT)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Kenji KOHIRO et al.

Application No.: 10/560,160

Confirmation No.: 9498

Filed: January 29, 2007

Art Unit: 2811

For: COMPOUND SEMICONDUCTOR,

METHOD OF PRODUCING THE SAME, AND COMPOUND SEMICONDUCTOR

DEVICE

Examiner: O. Naday

## REPLY TO NOTICE OF NON-COMPLIANT AMENDMENT

MS Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Responsive to the November 9, 2009 Notice of Non-Compliant Amendment, attached hereto is a corrected version of the "claims" section of the Non-Final Amendment submitted on August 14, 2009.

The present submission is being timely filed within thirty (30) days of the mailing date of the Notice. Accordingly, no extension of time fees should be due.

Application No.: 10/560,160 Docket No.: 3885-0109PUS1

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Dated:

NOV 1 0 2009

Respectfully submitted,

John W. Bailey

Registration No.: 32,881

BIRCH, STEWART, KOLASCH & BIRCH, LLP

8110 Gatehouse Road

Suite 100 East P.O. Box 747

Falls Church, Virginia 22040-0747

(703) 205-8000

Attorney for Applicant

Attachment: Claim set (5 pages)